

IC 16-35-1.6

Chapter 1.6. Voter Registration Services and WIC Program Services

IC 16-35-1.6-1

Purpose of chapter

Sec. 1. This chapter prescribes the procedures to be followed by the state department in processing:

- (1) voter registration applications; and
- (2) records concerning an individual's declining to register to vote;

under 42 U.S.C. 1973gg-5(a)(2)(A) and IC 3-7-15.

As added by P.L.12-1995, SEC.123.

IC 16-35-1.6-1.5

Effective date of federal statute or regulation

Sec. 1.5. Notwithstanding IC 16-18-1-2 and except as otherwise provided in this chapter, a reference to a federal statute or regulation in this chapter is a reference to the statute or regulation as in effect January 1, 1996.

As added by P.L.4-1996, SEC.101.

IC 16-35-1.6-2

Applicability of definitions

Sec. 2. The definitions set forth in IC 16-35-1.5 apply throughout this chapter.

As added by P.L.12-1995, SEC.123.

IC 16-35-1.6-3

"WIC office" defined

Sec. 3. As used in this chapter, "WIC office" refers to an office providing assistance to a WIC participant.

As added by P.L.12-1995, SEC.123.

IC 16-35-1.6-4

Designated individual

Sec. 4. The commissioner shall designate an employee of each WIC office as the individual responsible for performing the voter registration duties of the bureau under this chapter at that office. The employee designated under this section shall supervise the registration of voters by other employees of the office and shall perform any other registration duty required to be performed by the office under this chapter. Notwithstanding this designation, any employee of the office may perform registration duties in accordance with this chapter.

As added by P.L.12-1995, SEC.123.

IC 16-35-1.6-5

Transmittal of voter registration application or declination forms

Sec. 5. (a) As required under 42 U.S.C. 1973gg-5(d)(1), the

designated office employee shall transmit a copy of a completed voter registration application:

(1) to the circuit court clerk or board of registration of the county in which the individual's residential address (as indicated on the application) is located; and

(2) not later than five (5) days after the application is accepted at the office.

(b) The employee shall transmit a copy of the voter registration application (or a separate declination form) on which the individual declined to register to vote by specifically declining to register or by failing to complete the voter registration portion of the application.

(c) The declination must be transmitted:

(1) to the circuit court clerk or board of registration of the county in which the individual's residential address (as indicated on the application) is located; and

(2) not later than five (5) days after the application is accepted at the office.

As added by P.L.12-1995, SEC.123. Amended by P.L.3-1995, SEC.146.

IC 16-35-1.6-6

Repealed

(Repealed by P.L.3-1995, SEC.155.)

IC 16-35-1.6-7

Methods for transmittal of applications or declinations

Sec. 7. A designated employee may use any of the following methods to transmit voter registration applications or declinations under section 5 or 6 of this chapter:

(1) Hand delivery to the circuit court clerk or board of registration.

(2) Certified mail, return receipt requested.

As added by P.L.12-1995, SEC.123.

IC 16-35-1.6-8

Hand delivery

Sec. 8. If a designated employee transmits registration applications or declinations by hand delivery under section 7(1) of this chapter, the circuit court clerk or board of registration shall provide the designated employee with a receipt for the forms. The receipt must state the date and time of delivery, and the printed name and signature of the person who received the forms.

As added by P.L.12-1995, SEC.123.

IC 16-35-1.6-9

Information to be provided to commissioner

Sec. 9. (a) The co-directors of the election division shall provide the commissioner with a list of the current addresses and telephone numbers of the offices of the circuit court clerk or board of registration in each county. The commissioner shall promptly forward the list and each revision of the list to each WIC office.

(b) The co-directors shall provide the commissioner with

pre-addressed packets for WIC offices to transmit applications under section 7(1) or 7(2) of this chapter.

As added by P.L.12-1995, SEC.123. Amended by P.L.2-1996, SEC.254; P.L.3-1997, SEC.441.

IC 16-35-1.6-10

Confidentiality of information

Sec. 10. Voter registration information received or maintained under this chapter is confidential.

As added by P.L.12-1995, SEC.123.

IC 16-35-1.6-11

Notice regarding elections

Sec. 11. (a) The co-directors of the election division shall notify the commissioner of the following:

(1) The scheduled date of each primary, general, municipal, and special election.

(2) The jurisdiction in which the election will be held.

As added by P.L.12-1995, SEC.123. Amended by P.L.2-1996, SEC.255; P.L.3-1997, SEC.442.

IC 16-35-1.6-12

Information to be provided to election division

Sec. 12. The commissioner shall provide the co-directors of the election division with a list stating the following:

(1) The address and telephone number of each WIC office.

(2) The name of each employee designated by the commissioner to be responsible for performing voter registration duties under this chapter.

As added by P.L.12-1995, SEC.123. Amended by P.L.2-1996, SEC.256; P.L.3-1997, SEC.443.